W3 Rec d PUT/PTO 23 JAN 2006
Substitute for PTO-1390 (Rev. 07-2005) "Transmittal Letter to the United States Designated/Elected Office(DO/EO/US)Concerning a Submission Under 35 U.S.C. 371"
Approved for use through 3/31/2007. OMB 0651-0021

			Approved for use through 3/31/2007. Otto 0031-00				
		ENT AND TRADEMARK OFFICE DEPARTMENT OF COMMERCE	ATTORNEY'S DOCKET NUMBER MC089P				
TRANG	SMITTAL LETTER	TO THE UNITED STATES					
		ED OFFICE (DO/EO/US)	U.S. APPLICATION NO. (If known, see 37 CFR 1.5)				
CO	NCERNING A FILIN	G UNDER 35 U.S.C. 371	<b>10</b> /565609				
	l	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED				
PCT/CA20		08/10/2004	08/11/2003				
FLAVORE <u>PROCESS</u>		RMACEUTICAL FORMULATION !	MADE USING A ONE-STEP COATING				
	T(S) FOR DO/EO/US						
Hubert Dumont and Roch Thibert							
	t herewith submits to the ormation:	United States Designated/Elected Of	ffice (DO/EO/US) the following items and				
1. 🔀 T	his is a FIRST submission	of items concerning a filing under 35 l	U.S.C. 371.				
2. T	his is a SECOND or SUBS	SEQUENT submission of items concer	rning a filing under 35 U.S.C. 371.				
3. T ir	This is an express request to begin national examination procedures [35 U.S.C. 371(f)]. The submission must include items (5), (6), (9) and (21) indicated below.						
4. 🔀 T	The US has been elected (PC	CT Article 31).					
5. 🔀 A	copy of the International A	Application as filed [35 U.S.C. 371(c)(	[2)]				
a.	a. is attached hereto (required only if not communicated by the International Bureau).						
b	b. X has been communicated by the International Bureau.						
c.	c. is not required, as the application was filed in the United States Receiving Office (RO/US).						
	An English language translation of the International Application as filed [35 U.S.C. 371(c)(2)].  a. is attached hereto						
b.	=	ubmitted under 35 U.S.C. 154(d)(4).					
7. <b>X</b> A	Amendments to the claims of	of the International Application under I equired only if not communicated by the					
b.	b. have been communicated by the International Bureau.						
c.		however, the time limit for making suc	th amendments has NOT expired.				
d.	. X have not been made a	nd will not be made.	•				
8.	An English language transla	tion of the amendments to the claims v	under PCT Article 19 [35 U.S.C. 371(c)(3)].				
9. 🗶 A	an oath or declaration of the	e inventor(s) [35 U.S.C. 371(c)(4)].					
Α	Article 36 [35 U.S.C. 371(c)	(5)].	Preliminary Examination Report under PCT				
		· document(s) or information include					
		Statement under 37 CFR 1.97 and 1.98	•				
is	s included.	recording. A separate cover sheet in	compliance with 37 CFR 3.28 and 3.31				
	A preliminary amendment.						
	An Application Data Sheet u	inder 37 CFR 1.76.					
_	substitute specification.						
	A power of attorney and/or of	<u> </u>					
	_	-	ith PCT Rule 13 <i>ter</i> .2 and 37 CFR 1.821 - 1.825.				
		ned International Application under 35					
19. 🗌 A	second copy of the English	h language translation of the internatio	nal application under 35 U.S.C.154(d)(4).				
20. Other items or information:							
		•					

Substitute for PTO-1390 (Rev. 07-2005) "Transmittal Letter to the United States Designated/Elected Office(DO/EO/US) Concerning Approved for use through 3/31/2007. OMB 0651-0021 U.S. APPLICATION NO. (If known, see 37 CFR INTERNATIONAL APPLICATION NO. ATTORNEY'S DOCKET NUMBER 10/565609 MC089P PCT/CA2004/001483 The following fees are submitted: Basic national fee..... Examination fee \$300.00 If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)......\$0 \$200.00 All other situations.....\$200 Search fee \$400.00 If the written opinion of the ISA/US or the international preliminary examination report prepared by \$900.00 Search fee [37 CFR 1.445(a)(2)] has been paid on the international application to the USPTO as an International Searching Authority.......\$100 International Search Report prepared by an ISA other than the US and provided to the Office or Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. Number of each additional 50 or fraction Extra Sheets thereof (round up to a whole number) RATE /50 12 - 100 = Х \$250.00 \$0.00 Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date [37 CFR 1.492(e)]. NUMBER FILED NUMBER EXTRA **RATE** \$0.00 - 20 = Х \$50.00 Independent Claims x \$0.00 - 3 = 0 \$200.00 + MULTIPLE DEPENDENT CLAIM(S) (if applicable) \$360.00 \$900.00 TOTAL OF ABOVE CALCULATIONS (SUBTOTAL) Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)] TOTAL NATIONAL FEE \$900.00 Fee for recording the enclosed assignment [37 CFR 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property. \$900.00 TOTAL FEES ENCLOSED Amount to be refunded: Amount to be charged: A check in the amount of \$ \_ \_\_\_\_\_ to cover the above fees is enclosed. Please charge my Deposit Account No 13-2755 in the amount of \$900.00 A duplicate copy of this sheet is enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to the Deposit Account No.13-2755 . A duplicate copy of this sheet is enclosed. NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b) must be filed and granted to restore the International Application to pending status.

Merck & Co., Inc.	
Patent Department, RY60-30	
P.O. Box 2000	Rando
126 East Lincoln Avenue	SIGNATURE
Rahway, New Jersey 07065-0970	SIGNATURE
	Raynard Yuro
	NAME
DATE: January 23, 2006	45,570
PHONE #: (732) 594-0182	REGISTRATION NUMBER

21.

22. 💢

Total Sheets

CLAIMS

Total Claims

## **10/5**65609

## Page 1A of TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER SELENCE 371 23 JAN 2006

Attorney's Docket No.:	MC089P
International Appln No.:	PCT/CA2004/001483
International Filing Date:	10 August 2004
<b>Priority Date:</b>	11 August 2003
Title:	FLAVORED TASTE-MASKED PHARMACEUTICAL FORMULATION MADE USING A ONE-STEP COATING PROCESS
Inventors:	Hubert Dumont and Roch Thibert

EXPRESS MAIL CERTIFICATE
DATE OF DEPOSIT January 23, 2006
EXPRESS MAIL NO. EV 660604671 US
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS
EXPRESS MAIL "POST OFFICE TO ADDRESSEE" ON THE ABOVE
DATE IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR
DATENTS DO DOV 1450 ALEVANDDIA VIDCINIA 22212 1450

AILED BY Christin Coffe

DATE 01/23/2006